

REMARKS

Applicants have amended their claims herein to better clarify the invention. Claims 1, 7, 13, and 19, are amended herein to recite a one time oral administration of one pound of a composition consisting of 73.5 weight percent dried citrus pulp, 21.5 weight percent Vitamin C, and 5 weight percent molasses. Support can be found in the Specification on Page 16 at Lines 15-22.

No new matter has been entered. Reexamination and reconsideration of the application, as amended, is respectfully requested.

Claims 1-4, 7-10, 13-16, and 19-22, stand rejected under 35 U.S.C. 112, first paragraph, as being non-enabled. The Examiner acknowledges that claims 1-4, 7-10, 13-16, and 19-22, would be enabled for beef cattle. Claims 1-4, 7-10, 13-16, and 19-22, are amended herein to recite improving hot carcass weight of products from beef cattle, increasing the pH of meat products from beef cattle, increasing the water content of meat products from beef cattle, and decreasing the drip loss from meat products from beef cattle.

Claims 1-3, 5-9, 11-15, 17-21, 23 and 24, stand rejected under 35 USC 103(a) as being unpatentable over Miller et al. (U.S. Pat. No. 5,022,566) in view of Peacock et al (Comparative Feeding Value of Dried Citrus Pulp) and O'Keefe ("Ascorbic acid and stable ascorbate esters"). et al. (U.S. Pat. No. 4,647,672), and Claycamp et al. (U.S. Pub. No. 2002/0136778).

Applicants respectfully submit that neither Miller et al., nor Peacock et al., nor O'Keefe, singly or in combination, teach a one time oral administration of one pound of a composition consisting of 73.5 weight percent dried citrus pulp, 21.5 weight percent Vitamin C, and 5 weight percent molasses , as recited in claims 1, 7, 13, and 19, as amended herein.

Claims 2-4, as amended herein, depend, directly or indirectly, from claim 1, as amended herein. Under 35 U.S.C. § 112, fourth paragraph, “a claim in dependent form shall be construed to incorporate by reference all the limitations of the claim to which it refers.” “If an independent claim is nonobvious under 35 U.S.C. 103, then any claim depending therefrom is nonobvious.” MPEP 2143.03; *In re Fine*, 837 F.2d 1071, 5 USPQ2d 1596 (Fed.Cir. 1988). Applicants further respectfully submit that claims 2-4 are patentable over the teachings of Miller et al., Peacock et al., and/or O'Keefe.

Claims 8-10, as amended herein, depend, directly or indirectly, from claim 7, as amended herein. Under 35 U.S.C. § 112, fourth paragraph, “a claim in dependent form shall be construed to incorporate by reference all the limitations of the claim to which it refers.” “If an independent claim is nonobvious under 35 U.S.C. 103, then any claim depending therefrom is nonobvious.” MPEP 2143.03; *In re Fine*, 837 F.2d 1071, 5 USPQ2d 1596 (Fed.Cir. 1988). Applicants further respectfully submit that claims 8-10 are patentable over the teachings of Miller et al., Peacock et al., and/or O'Keefe.

Claims 14-16, as amended herein, depend, directly or indirectly, from claim 13, as amended herein. Under 35 U.S.C. § 112, fourth paragraph, “a claim in dependent form shall be construed to incorporate by reference all the limitations of the claim to which it refers.” “If an independent claim is nonobvious under 35 U.S.C. 103, then any claim depending therefrom is nonobvious.” MPEP 2143.03; *In re Fine*, 837 F.2d 1071, 5 USPQ2d 1596 (Fed.Cir. 1988). Applicants further respectfully submit that claims 14-16 are patentable over the teachings of Miller et al., Peacock et al., and/or O'Keefe.

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Claims 20-22, as amended herein, depend, directly or indirectly, from claim 19, as amended herein. Under 35 U.S.C. § 112, fourth paragraph, "a claim in dependent form shall be construed to incorporate by reference all the limitations of the claim to which it refers." "If an independent claim is nonobvious under 35 U.S.C. 103, then any claim depending therefrom is nonobvious." MPEP 2143.03; *In re Fine*, 837 F.2d 1071, 5 USPQ2d 1596 (Fed.Cir. 1988). Applicants further respectfully submit that claims 20-22 are patentable over the teachings of Miller et al., Peacock et al., and/or O'Keefe.

Having dealt with all of the outstanding objections and/or rejections of the claims, Applicants submit that the application as amended is in condition for allowance, and an allowance at an early date is respectfully solicited. In the event there are any fee deficiencies or additional fees are payable, please charge them, or credit an overpayment, to our Deposit Account No. 170055.

Respectfully submitted,

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September 17, 2009

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